

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

CHAMBERS OF
SUSAN D. WIGENTON
UNITED STATES DISTRICT JUDGE

MARTIN LUTHER KING JR.
FEDERAL BUILDING & COURTHOUSE
50 WALNUT ST., ROOM 5060
NEWARK, NJ 07101-0999

September 18, 2020

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LETTER ORDER FILED WITH THE CLERK OF THE COURT

RE: U.S. v. Ankur Agarwal – Crim. No. 19-770

Dear Counsel,

At sentencing on September 1, 2020, the Court ordered the parties to confer on objections defense counsel had to various paragraphs of the final presentence report dated April 2, 2020 and to submit proposed revisions to the probation office within two weeks of sentencing. The objections did not impact the guideline calculations.

The Court has reviewed the government's email submission to Senior USPO Daniel J. Carney, dated September 15, 2020, regarding counsels' agreement on revisions to paragraphs 13 and 24, and orders those paragraphs be revised and the final presentence report be reissued.

Regarding the parties' disagreement on revisions to paragraphs 54 and 102, Rule 32(c) of the Federal Rules of Criminal Procedure charges the probation office with conducting a presentence investigation and submitting to the Court a report of its findings, including information pertaining to the nature of the offense and the history and characteristics of a defendant. The Court finds the information in question accurately reflects that gathered by the probation office during its presentence investigation and orders those paragraphs of the final presentence report remain unchanged.

SO ORDERED.

s/Susan D. Wigenton
Susan D. Wigenton
Hon. Susan D. Wigenton
U.S.D.J.